## BIRCH, STEWART, KOLASCH & BIRCH, LLP

TERRELL C. BIRCH
RAYMOND C. STEWART
JOSEPH A. KOLASCH
JAMES M. SLATTERY
MICHAEL K. MUTTER
CHARLES GORENSTEIN
GERALD M. MURPHY, JR.
LEONARD R. SVENSSON
ANDREW D. MEIKLE
MARC S. WEINER
JOE MCKINNEY MUNCY
ROTERT J. KENNEY
JOHN W. BAILEY
MARK J. NUELL, PH.D.
JAMES T. ELLER, JR.
D. RICHARD ANDERSON
THOMAS M. SMALL\*
ROTERT A. SELDON\*
JOHN A. SCILLIERI\*
SMY ORD ASTOR\*

OF-GDUNSEL:
HERDERT M. BIRCH (1905-1996)
BERNARD L. SWEENEY\*
ELLIOT A. GOLDBERG\*
WILLIAM L. GATES\*
EDWARD H. VALANCE
RUPERT J. BRADY (RET.)\*
F. PRINCE BUTLER
FRED S. WHISENHUNT (RET.)
JAMES W. HELLWEGE
OUENTIN R. "RICK" CORRIE
ROBERT F. GNUSE
DAVID R. MURPHY
ROBERT M. ASHEN\*
MICHAEL R. CAMMARATA

\*ADMITTED TO A BAR OTHER THAN VA.

INTELLECTUAL PROPERTY LAW 8110 GATEHOUSE ROAD SUITE 100 EAST FALLS CHURCH, VA 22042-1248

> USA (703) 205-8000

FAX: (703) 205-8050 (703) 698-8590 (G IV)

e-mail: mailroom@bskb.com web: http://www.bskb.com

CALIFORNIA OFFICES: COSTA MESA, CALIFORNIA LOS ANGELES, CALIFORNIA SCOTT L. LOWE
PAUL C. LEWIS
RICHARD J. GALLAGHER
MARYANNE ARMSTRONG, PH.D.
KECIA J. REYNOLDS
KALPANA REDDY
ESTHER H. CHONG
CATHERINE M. VOISINET\*
EUGENE T. PEREZ
CAROLYN T. BAUMGARDNER\*
MARTIN R. GEISSLER\*
J. ALISON GRABELL\*
T. BENJAMIN SCHROEDER, PH.D.
PERCY L. SQUARE
HYUNG N. SOHN
CLINT A. GERDINE
CRAIG A. McROBBIE
WILLIAM F. NIXON\*
DANIEL K. DORSEY
MATTHEW T. SHANLEY

REG. PATENT AGENTS:
FREDERICK R. HANDREN
MAKI HATSUMI
GARTH M. DAHLEN, PH.D.
ROBERT E. GOOZNER, PH.D.
KRISTI L. RUPERT, PH.D.
SUSAN W. GORMAN, PH.D.
ROBERT W. DOWNS
CHAD J. BILLINGS
CHRISTINE V. CASTILLO
CARL T. THOMSEN
SAM BHATTACHARYA
BRADLEY C. FACH

Date: October 8, 2003

Docket No.: 4441-0110P

10/680224 10/680224 10/6803

## MS PATENT APPLICATION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This is a Request for filing a  $\square$  continuation  $\boxtimes$  divisional  $\square$  continuation-in-part application under 37 C.F.R. § 1.53(b) of pending prior Application No. 09/230,799 filed on February 9, 1999, the entire contents of which are hereby incorporated by reference, by

Lars Gustaf LILJERYD; Per Rune Albin EKSTRAND; Lars Frederik HENN; and Hans Magnus Kristofer KJORLING

for

SOURCE CODING ENHANCEMENT USING SPECTRAL-BAND REPLICATION

1. \(\omega\) Enclosed is an application consisting of specification, claims, declaration and drawings/photographs (if applicable).

2. 

The filing fee has been calculated as follows:

			LARGE ENTITY	SMALL ENTITY
	BASIC FEE		\$770.00	\$385.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	5-20 =	0	x 18 = \$0.00	x 9 = \$0.00
INDEPENDENT CLAIMS	2-3 =	0	x 86 = \$0.00	x 43 = \$0.00
MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$290.00	+ \$145.00
		TOTAL	\$0.00	\$385.00

- 3. A check in the amount of \$385.00 to cover the filing fee and recording fee (if applicable) is enclosed.
- 4. 
  Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
- 5.  $\boxtimes$  Enclosed is/are <u>thirteen</u> (13) sheet(s) of formal drawings and/or photographs.
- 6a. A statement claiming small entity status was filed in prior Application No. 09/230,799 on April 9, 1999. See the attached copy of the statement claiming small entity status.
- 6b.  $\boxtimes$  The current application qualifies for small entity status.
- 7. The prior application is assigned to CODING TECHNOLOGIES SWEDEN AB by virtue of Assignments filed on July 20, 2001 and April 9, 1999, recorded on Reel 012003, Frame 0279 and Reel 9877, Frame 0965 respectively.
- 8. A Preliminary Amendment is enclosed.
- 9a. Priority of Application No(s). \_\_\_\_ filed in \_\_\_\_ on \_\_\_ is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on \_\_\_\_.

Docket No. 4441-0110P

- 9b. Priority of International Appln. PCT/IB98/00893 filed on June 9, 1998 under the Patent Cooperation Treaty and Sweden Application No. 9702213-1; 9704634-6; and 9800268-6 filed in Sweden on June 10, 1997; December 12, 1997; and January 30, 1998, respectively under 35 U.S.C. § 120 and/or § 119 are hereby reclaimed.
- 10. An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
- 11. Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP P.O. Box 747 Falls Church, VA 22040-0747 (703) 205-8000

or

Customer No. 02292

- 12. An extension of time for \_\_\_\_\_() month(s) until \_\_\_\_\_has been submitted in parent Application No. 09/230,799 in order to establish co-pendency with the present application.
- 13.  $\boxtimes$  Also enclosed herewith is the following:

Unsigned copy of substitute Declaration from parent application No. 09/230,799

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

Terrell C. B(rch, #19,382

TCB/RWD/kmr 4441-0110P

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

Attachment(s)

(Rev. 09/30/03)